

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE D0-C9(T)	PAGE OF PAGES 1 3
2. AMENDMENT/MODIFICATION NO. P00002	3. EFFECTIVE DATE SEE BLK 16C	4. REQUISITION/PURCHASE REQ. NO. 03PR06340-00/30 DEC 2002	5. PROJECT NO. (If applicable) N.A.	
6. ISSUED BY CODE	N00014	7. ADMINISTERED BY (If other than Item 6) CODE	S1103A	
OFFICE OF NAVAL RESEARCH, ONR 251, EVELYON FIELDS (703) 696-4515, E-MAIL: FIELDSE@ONR.NAVY.MIL BALLSTON TOWER ONE, 800 NORTH QUINCY STREET ARLINGTON, VA 22217-5660		DCM ATLANTA 805 WALKER STREET, SUITE 1 MARIETTA, GA 30060-2789		
8. NAME AND ADDRESS OF CONTRACTOR (No., street, country, State and ZIP Code) CREE INC. 4600 SILICON DRIVE DURHAM, NC 27703			(✓)	9A. AMENDMENT OF SOLICITATION NO. N.A.
				9B. DATED (SEE ITEM 11)
			X	10A. MODIFICATION OF CONTRACT/ORDER NO. N00014-02-C-0302
				10B. DATED (SEE ITEM 13) 28 JUN 2002
CODE 0C9J8	FACILITY CODE			

ORIGINAL

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

☐ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers ☐ is extended, ☐ is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing Items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

N.A.

13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

(✓)	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103 (b).
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: AUTHORITY FOR OTHER THAN FULL AND OPEN COMPETITION
X	D. OTHER (Specify type of modification and authority) LIMITATION OF FUNDS CLAUSE

E. IMPORTANT: Contractor ☒ is not, ☐ is required to sign this document and return _____ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

SEE PAGE 2

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Susan M. Sutherland, Contracting Officer	
15B. CONTRACTOR/OFFEROR (Signature of person authorized to sign)	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA BY (b) (6) (Signature of Contracting Officer)	16C. DATE SIGNED 1/2/03

The purpose of this Modification is to revise Section B and provide the final increment of funding under Contract N00014-02-C-0302. Effective as of the date of this Modification:

1. The funds available for performance of this contract are increased by the amount set forth in the attached Financial Accounting Data Sheet.
2. Section B entitled "Supplies or Services and Prices/Costs" is revised to read:

BASE EFFORT				
ITEM NO.	SUPPLIES/SERVICES	ESTIMATED GOVERNMENT COST SHARE	ESTIMATED CONTRACTOR COST SHARE	TOTAL ESTIMATED COSTS
0001	The Contractor shall furnish the necessary personnel and facilities to conduct the research effort as described in Section C.1 and C.2.	\$5,655,154	\$2,453,304*	\$8,108,458
	000101: AA \$3,537,661.00			
	000102: AB \$2,117,493.00			
0002	Deliverables for Quarters 1-6 in accordance with Attachment Number 2			NSP
0003	Reports and Data in accordance with Exhibit A (DD Form 1423)			NSP

*Note: \$270,947 out of the estimated contractor's cost share amount of \$2,453,304 represents a 50% discount on the projected price of the SiC Wafers. The SiC Wafers shall be used in support of this contract and charged at the current catalog price at the time of consumption less a 50% discount. Therefore, these items are not subject to a DCAA incurred cost audit.

OPTION EFFORT				
ITEM NO.	SUPPLIES/SERVICES	ESTIMATED GOVERNMENT COST SHARE	ESTIMATED CONTRACTOR COST SHARE	TOTAL ESTIMATED COSTS
0004	The Contractor shall furnish the necessary personnel and facilities to conduct the research effort as described in Section C.1 and C.3.	\$1,889,103	\$762,833	\$2,651,936
0005	Deliverables for Quarters 7-8 in accordance with Attachment Number 2			NSP
0006	Reports and Data in accordance with Exhibit A (DD Form 1423)			NSP

TOTAL ESTIMATED CONTRACT CONSIDERATION:	\$5,655,154	\$2,453,304*	\$8,108,458
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3. In Section G entitled "Contract Administration Data, Paragraph 5 entitled "Allotment of Funds" is deleted in its entirety.

This Modification has no effect on the total estimated cost of the Contract. All other terms and conditions of the Contract remain unchanged.

FINANCIAL ACCOUNTING DATA SHEET - NAVY

1. CONTRACT NUMBER (CRITICAL) N0001402C0302		2. SPIN (CRITICAL)		3. MOD (CRITICAL) P00002		4. PR NUMBER 03PR06340-00		PAGE 1 OF 1						
6. LINE OF ACCOUNTING														
CLIN/SIN	A ACRN (CRITICAL)	B APPROPRIATION (CRITICAL)	C SUBHEAD (CRITICAL)	D OBJ CLA	E PARM	F RFM	G SA	H AAA (CRITICAL)	I IT	J PAA	K COST CODE PROJ UNIT MCC	POL & SUF	7. AMOUNT (CRITICAL)	NAVY INTERNAL USE ONLY REF DOC/ACRN
	AS	9730400	1304	255	PA	313	0	068342	2D	000000	R3Y10	000	\$2,117,493.00	PR#03PR06340-00 FRC:A105
PAGE TOTAL													\$2,117,493.00	
GRAND TOTAL													\$2,117,493.00	
PREPARED AUTHORIZED BY: [REDACTED]														
DATE: [REDACTED]														
COMPTROL FOR BY DATE: [REDACTED]														
1/3/03 for COMPTROLLER, ONR CONTRA CT REVIEWED														

Contract Distribution Sheet

PR Number: 03PR06340-00
Contract Number: N00014-02-C-0302/P00002
Specialist: ETF ONR: 251

Distribution Date: **JAN 06 2003**

Distributed By:

(b) (6)

— PCO, ONR Arlington (Original)

— Contractor (Duplicate Original)
Short Contractor Code and Address:
CREE
CREE INC
4600 SILICON DRIVE
DURHAM, NC 27703

— ACO
ACO MILSCAP Code & Address S1103A:
DCM ATLANTA
805 WALKER STREET SUITE 1
MARIETTA, GA 30060-2789

— Payment Office
DODAAD Code and Address HQ0338:
DFAS COLUMBUS CENTER DFAS CO SOUTH ENTITLEMENT OPERATIONS
PO BOX 182264
COLUMBUS, OH 43218-2264

— dcaa
DEFENSE CONTRACT AUDIT AGENCY
MID ATLANTIC BRANCH OFFICES
P.O. BOX 891
ARNOLD, MD 21012-0891

— darpa
DEFENSE ADVANCED RESEARCH PROJECT AGENCY
3701 NORTH FAIRFAX DRIVE
ARLINGTON, VA 22203-1714

— ONR:
00CC11
Program Officer: Harry Dietrich, ONR 312

1/3/2003